

### **IC 3-7-34**

#### **Chapter 34. Registration Forms; Special Procedures for Processing Incomplete or Incorrectly Filed Applications**

### **IC 3-7-34-1**

#### **Applicability of chapter**

Sec. 1. This chapter applies when a county voter registration office receives a registration form that is not properly completed under:

- (1) IC 3-7 or after December 31, 2003, 42 U.S.C. 15483; or
- (2) is filed in an incorrect county.

*As added by P.L.12-1995, SEC.44. Amended by P.L.209-2003, SEC.53.*

### **IC 3-7-34-2**

#### **Duties of clerk or board where registration incomplete**

Sec. 2. (a) This section applies when a county voter registration office receives a registration form that is not fully and properly completed so that the clerk or board can determine if the applicant is eligible to register under this article or after December 31, 2003, fails to answer either of the questions set forth in IC 3-7-22-5(3) or IC 3-7-22-5(4).

(b) As required by 42 U.S.C. 15483, the county voter registration office shall promptly make:

- (1) one (1) effort to contact the voter by mail if possible; and
- (2) one (1) effort to contact the voter by telephone if a telephone number is listed.

*As added by P.L.12-1995, SEC.44. Amended by P.L.209-2003, SEC.54.*

### **IC 3-7-34-3**

#### **Processing incomplete voter registration application**

Sec. 3. (a) This subsection applies after December 31, 2003, to a registration application that is incomplete as a result of the failure of the applicant to answer either of the questions set forth in IC 3-7-22-5(3) or IC 3-7-22-5(4). If the county voter registration office obtains a written statement from the applicant:

- (1) answering either or both of the questions that were not answered on the original application; and
- (2) not later than the twenty-ninth day before the date of the next general election following the date the application was filed;

the county voter registration office shall process the form under this article.

(b) This subsection applies to a registration application that is incomplete for a reason other than the failure of the applicant to answer either of the questions set forth in IC 3-7-22-5(3) or IC 3-7-22-5(4). If the county voter registration office obtains information under section 2(b)(1) of this chapter that permits the county voter registration office to complete the registration form, the

county voter registration office shall process the form under this article.

*As added by P.L.12-1995, SEC.44. Amended by P.L.209-2003, SEC.55.*

#### **IC 3-7-34-4**

##### **Certification of incomplete forms to board; rejection**

Sec. 4. The circuit court clerk or board of registration shall certify to the county election board a list of the registration forms that remain incomplete after the effort made under section 2 of this chapter and that do not permit the clerk or board to determine if the applicant is eligible to register under this article. Upon certification, the clerk or board shall reject the applications.

*As added by P.L.12-1995, SEC.44.*

#### **IC 3-7-34-5**

##### **Effort to be made to obtain missing information**

Sec. 5. (a) If a registration form contains all of the information required to be supplied by the voter, but does not include the information required to be supplied by the bureau of motor vehicles commission or a voter registration agency, the county voter registration office shall promptly make one (1) effort to contact the officer, commission, or agency to obtain the information.

(b) This subsection applies after December 31, 2005. If the information is not obtained from the officer, commission, or agency under subsection (a) not later than seven (7) days after the county voter registration office provides the notice, the county voter registration office shall notify the NVRA official. The NVRA official shall contact the officer, commission, or agency to request that the information be provided to the county voter registration office or that the officer, commission, or agency file a statement with the county voter registration office indicating why the information is not available.

*As added by P.L.12-1995, SEC.44. Amended by P.L.2-1996, SEC.63; P.L.209-2003, SEC.56.*

#### **IC 3-7-34-6**

##### **Processing of forms**

Sec. 6. If the circuit court clerk or board of registration obtains the information under section 5 of this chapter required to complete the form, the clerk or board shall process the form under this article. If the clerk or board cannot obtain the information under section 5 of this chapter and the form is otherwise complete, the clerk or board shall process the form under this chapter.

*As added by P.L.12-1995, SEC.44.*

#### **IC 3-7-34-7**

##### **Certification to board of processed incomplete forms; notice to supply omitted information**

Sec. 7. (a) The circuit court clerk or board of registration shall

certify to the county election board a list of the registration forms that have been processed under section 6 of this chapter but do not contain information required to be supplied by the bureau of motor vehicles commission or a voter registration agency.

(b) The county election board shall notify the commission or agency by United States first class mail that the commission or agency is required to supply the omitted information not later than thirty (30) days after the date of the letter.

*As added by P.L.12-1995, SEC.44. Amended by P.L.2-1996, SEC.64.*

### **IC 3-7-34-8**

#### **Notice of noncompliance**

Sec. 8. The county election board shall notify the NVRA official if an officer, a commission, or an agency does not comply with section 7 of this chapter.

*As added by P.L.12-1995, SEC.44. Amended by P.L.2-1996, SEC.65.*

### **IC 3-7-34-9**

#### **Forwarding forms to proper county**

Sec. 9. (a) This section applies when a circuit court clerk or board of registration receives a registration form for a voter whose address is:

- (1) located in Indiana; and
- (2) not located in the county where the office of the clerk or board is located.

(b) The clerk or board shall promptly deliver or mail the registration form described in subsection (a) to the clerk or board of the county in which the voter resides.

(c) The clerk or board of the county in which the voter resides shall process the registration form and register the voter under this article.

*As added by P.L.12-1995, SEC.44. Amended by P.L.2-1996, SEC.66.*

### **IC 3-7-34-10**

#### **Election division to forward forms to clerk or county board**

Sec. 10. Whenever the election division receives a registration form or authorization to cancel a registration for a resident of a county in Indiana, the election division shall promptly forward the form or cancellation to the circuit court clerk or board of registration of the county.

*As added by P.L.12-1995, SEC.44. Amended by P.L.2-1996, SEC.67; P.L.3-1997, SEC.94.*

### **IC 3-7-34-11**

#### **Clerk to forward forms to county board**

Sec. 11. (a) This section applies to a county with a board of registration.

(b) If the circuit court clerk receives a registration form for a resident of the county, the clerk shall promptly forward the form to the board of registration.

*As added by P.L.12-1995, SEC.44.*

### **IC 3-7-34-12**

#### **Reproduction of incompatible forms**

Sec. 12. (a) This subsection applies before January 1, 2006. If the registration form is not compatible with the county's voter registration system, the county voter registration office may reproduce the form for the county's system and retain the original form to document the registration.

(b) This subsection applies after December 31, 2005. If the registration form is not compatible with the county's voter registration files of original voter registration affidavits, the county voter registration office may reproduce the form for the county's system and retain the original form to document the registration.

*As added by P.L.12-1995, SEC.44. Amended by P.L.209-2003, SEC.57.*

### **IC 3-7-34-13**

#### **Effect of date forms received**

Sec. 13. If a circuit court clerk or board of registration receives a registration form from the clerk or board of another county under this chapter not later than the date that the certified list of voters is prepared for inspectors, the voter shall be added to the voter registration record of the precinct and the certified list of voters. If the form is received after the certified list has been prepared, the clerk or board shall process the form on the first day that the registration period resumes.

*As added by P.L.12-1995, SEC.44.*